



UNITED STATES PATENT AND TRADEMARK OFFICE

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 Alexandria, Virginia 22313-1450  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/817,643	04/02/2004	Guo-Hua Zheng	CGL02/0474US01

38550  
 CARGILL, INCORPORATED  
 LAW/24  
 15407 MCGINTY ROAD WEST  
 WAYZATA, MN 55391

CONFIRMATION NO. 2858

## FORMALITIES LETTER



\*OC000000013029701\*

Date Mailed: 06/22/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 1.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

**Items Required To Avoid Processing Delays:**

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid

08/23/2004 FFAN1A2 09000040 502342 10817643

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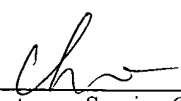
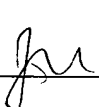
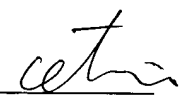
further processing delays.

- A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- does not identify the citizenship of each inventor.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

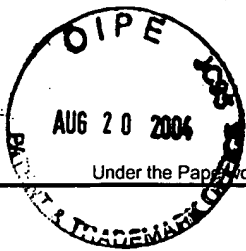
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*A copy of this notice **MUST** be returned with the reply.*

    
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	10/817,643
		Filing Date	April 2, 2004
		First Named Inventor	ZHENG, Guo-Hua
		Art Unit	1761
		Examiner Name	Unknown
Total Number of Pages in This Submission		Attorney Docket Number	CGL02/0474US01

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input checked="" type="checkbox"/> 4 Sheets of Drawings	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, brief, Reply Brief) <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Part 2 – Notice to File Missing Parts (2 pp.), Power of Attorney to Prosecute Applications before the USPTO (1 p.), Statement under 37 CFR 3.73(b) (1 p.), copy of executed Assignment (8 pps.), and Return Receipt Postcard
<div>Remarks</div>		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Or Individual name	Edna Vassilovski Cargill, Incorporated		
Signature	<i>[Signature]</i> No. 42198		
Date	August 17, 2004		

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Kimberly A. Hayes		
Signature	<i>[Signature]</i>	Date	August 17, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Patent  
Case No.: CGL02/0474US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: ZHENG, Guo-Hua  
Application No.: 10/817,643 Group Art Unit: 1761  
Filed: April 2, 2004 Examiner: Unknown  
Title: IMPROVED DIETARY FIBER CONTAINING MATERIALS  
COMPRISING LOW MOLECULAR WEIGHT GLUCAN

**COMMUNICATION RE: MISSING PARTS**

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Services as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:	
August 17, 2004 Date	 Signed by: Kimberly A. Hayes

Dear Sir:

This is in response to the Notice to File Missing Parts of Nonprovisional Application.  
Part 2 of this Notice is enclosed.

The Notice indicates that the oath or declaration is missing. Therefore, enclosed is an executed Declaration and Power of Attorney for the above-identified application.

The Notice also indicates that substitute drawings must be submitted in compliance with 37 CFR § 1.84. Applicants are enclosing four (4) sheets of formal drawings for the above-identified application.

The application should now be in condition for examination. Please direct any inquiries to the undersigned attorney.

Please charge the surcharge provided in 37 CFR § 1.16(e), and if necessary, charge any additional fees, or credit any overpayment to Deposit Account No. 50-2342.

Respectfully submitted,

August 17, 2004  
Date

By:   
Edna Vassilovski, Reg. No.: 42,198  
Telephone No.: (952) 742-2848

CARGILL, INCORPORATED  
Law Department  
P.O. Box 5624  
Minneapolis, MN 55440-5624  
Facsimile No.: (952) 742-6349

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision

Applicant claims small entity status. See 37 CFR 1.27

## TOTAL AMOUNT OF PAYMENT

### METHOD OF PAYMENT (check all that apply)

<input type="checkbox"/>	Check	<input type="checkbox"/>	Credit Card	<input type="checkbox"/>	Money Order	<input type="checkbox"/>	Other
<input checked="" type="checkbox"/>	Deposit Account:						
	Deposit Account No.	502342					
	Deposit Account Name	Cargill, Incorporated					
The Director is authorized to: (check all that apply)							
<input checked="" type="checkbox"/>	Charge fee(s) indicated below		<input checked="" type="checkbox"/>	Credit any overpayments			
<input checked="" type="checkbox"/>	Charge any additional fee(s) or any underpayment of fee(s)						
	Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.						

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Fee Code	Entity Fee	Small Fee Code	Entity Fee	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
<b>SUBTOTAL (1)</b>					

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Large Fee Code	Entity Fee	Small Fee Code	Entity Fee	Fee Description	Fee Paid
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	* Reissue Ind. Claims over original patent	
1205	18	2205	9	* Reissue claims in excess of 20 & over patent	
<b>SUBTOTAL (2)</b>					\$0.00

Complete if Known	
Application Number	10/817,643
Filing Date	April 2, 1004
First Named Inventor	ZHENG, Guo-Hua
Examiner	
Art Unit	1761
Docket No.	CGL02/0474US01

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Fee Code	Entity Fee	Small Fee Code	Entity Fee	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	130.00
1052	50	2052	25	Surcharge- late provisional filing fee or cover sheet	
1053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1805	1,840*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	420	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited exam. of design appln	
Other fee					
<b>SUBTOTAL (3)</b>					\$130.00

## SUBMITTED BY

(Complete (if applicable))

Name (Print)	Edna Vassilovski	Registered No.	42,198	Telephone	(952) 742-1702
Signature	<i>[Signature]</i>	Date	August 17, 2004		